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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 DORISTEEN LESLIE, individually and
on behalf of all others similarly situated,

10 Plaintiff,

11 v.

12 FIDELITY NATIONAL TITLE
INSURANCE COMPANY,

13 Defendant.
14

CASE NO. C08-5252BHS

ORDER ACCEPTING
AMICUS MEMORANDUM


15 This matter comes before the Court on the Washington State Insurance
16 Commissioner's motion for leave to file an amicus memorandum. Dkt. 55. The Insurance
17 Commissioner moves the Court to submit an amicus memorandum regarding the Court's
18 interpretation of provisions of the Insurance Code, RCW Title 48.

19 Defendant opposes the Insurance Commissioner's motion. Dkt. 62. Defendant
20 contends that the Insurance Commissioner's filing of the amicus was untimely because
21 the Insurance Commissioner did not file the amicus until after this Court requested
22 additional briefing regarding its order dismissing Plaintiff's *per se* Consumer Protection
23 Act claim and her common law claims.

24 The Court accepts the Insurance Commissioner's brief. The Court finds that the
25 Defendant will not be prejudiced by the filing of this brief. This litigation is still in its
26 early stages and Defendant has the opportunity to respond to the Insurance
27 Commissioner's brief. *See* Dkt. 61.
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ORDER

1 Dated this 20th day of January, 2009.

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6 BENJAMIN H. SETTLE
7 United States District Judge
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